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November 15, 2004
Date Mailed

Yuko Tanaka Name Signature

Examiner:

Art Unit:

November 15, 2004

Phan, Hanh

2633

Date

Attorney's Docket No. 42P13950

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in Re Patent Application of:				
	Munroe et al.	)		
Application No. 09/454,164				
Filed:	November 17, 1999	)		
For:	CODE-BASED OPTICAL NETWORKS, METHODS AND APPARATUS	) ) )		

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 together with copies of the documents cited on that form. It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

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Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

	37 C.F.R. §1.97(b).
_X	37 C.F.R. §1.97(c). If so, then enclosed with this Information Disclosure Statement is <u>one</u> of the following:
	A statement pursuant to 37 C.F.R. §1.97(e) or
<u>X</u>	A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).
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(2) A check for \$180.00 for the fee under 37 C.F.R. §1.17(p) for submission of the Information Disclosure Statement.

If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated:

Cory G. Claassen

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Substitute for Form 1449/PTO				Complete if Known			
INFORMATION DISCLOSURE				Application Number	09/454,164		
STATEMENT BY APPLICANT				Filing Date	November 17, 1999		
/ 0	<b>STATE</b>	ME	INT BY APPLICANT	First Named Inventor:	Munroe et al.		
(ase as many sheets as necessary)					Art Unit	2633	
					Examiner Name	Phan, Hanh	
Sheet 2004			of	1	Attorney Docket Number	42P13950	
A YEADEN	U.S. PATENT DOCUMENTS						
Examiner	Cite No.		Document Number	Publication	Name of Patentee or	Pages, Columns, Lines,	
Initials*			Document Number	Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	
			Number-Kind Code <sup>2</sup> (If known)	WIWI-DD-TTTT			
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FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>	
	1.	WO 98/23057	05-28-1998	RDL Commercial Technologies Corporation			

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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>8</sup>Applicant is to place a check mark here if English language translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.